

# S U M M A R Y   A C T I O N   M I N U T E S



## REGULAR MEETING OF THE BOARD OF SUPERVISORS ORANGE COUNTY, CALIFORNIA

*Tuesday, October 8, 2002, 9:30 A.M.*

BOARD HEARING ROOM, FIRST FLOOR  
10 Civic Center Plaza  
Santa Ana, California

**CYNTHIA P. COAD**  
CHAIR  
Fourth District

**THOMAS W. WILSON**  
VICE CHAIR  
Fifth District

**CHARLES V. SMITH**  
SUPERVISOR  
First District

**JAMES W. SILVA**  
SUPERVISOR  
Second District

**TODD SPITZER**  
SUPERVISOR  
Third District

ATTENDANCE: All Present

EXCUSED: None

PRESENT:	COUNTY EXECUTIVE OFFICER	Michael Schumacher
	COUNTY COUNSEL	Benjamin P. de Mayo
	CLERK OF THE BOARD	Darlene J. Bloom

INVOCATION: Supervisor Silva, Second District, gave the invocation

PLEDGE OF ALLEGIANCE: Supervisor Smith, First District, led the assembly in the Pledge of Allegiance

### **I. PRESENTATIONS/INTRODUCTIONS**

Chair Coad presented a resolution proclaiming October 6-12 as "Fire Prevention Week"

Supervisor Wilson presented a resolution to Orange County Family Violence Council

Chair Coad presented a resolution recognizing County of Orange California Children Services on their 75th Anniversary

### **II. CONSENT CALENDAR (Items 1-27)**

51234 **APPROVED AS RECOMMENDED WITH THE EXCEPTION OF ITEM 16 WHICH WAS CONTINUED TO 10/22/02, 9:30 A.M.; ITEM 22 WHICH RECEIVED A NO VOTE FROM SUPERVISOR SILVA; ITEMS 23 & 25 WHICH WERE DELETED; ITEM 24 WHICH WAS CONTINUED TO 11/5/02, 9:30 A.M.; AND ITEM 27 WHICH WAS PULLED FOR DISCUSSION AND SEPARATE VOTE**

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## **BOARD APPOINTMENTS**

1.        **Chair Coad** - Children's Services Coordination Committee - Appoint Herbert Vanderhorst, Garden Grove, for an indefinite term

## **DEPARTMENT APPOINTMENTS**

2.        **Community Services Agency** - Orange County Workforce Investment Board - Appoint Ben Wood, Santa Ana, for term ending 12/31/02

## **COMMENDATIONS/PROCLAMATIONS**

3.        **Supervisor Wilson** - Adopt resolution proclaiming October as "Crime Prevention Month"  
*RESO: 02-303*

## **COMMUNITY SERVICES AGENCY**

4.        Approve agreements with various providers for distribution of Temporary Aid to Needy Families funds, 7/1/02 - 7/30/03 (\$495,000) - All Districts

## **HEALTH CARE AGENCY**

5.        Approve submission of Compliance Form to Centers for Medicare and Medicaid Services for compliance with Health Insurance Portability and Accountability Act Electronic Health Care Transactions and Code Sets Standards, 10/16/02 - 10/16/03 - All Districts

## **INTEGRATED WASTE MANAGEMENT DEPARTMENT**

6.        Approve continuance of emergency and make appropriate findings pursuant to Public Contract Code Section 22050(c)(1) for recent sudden and unexpected movement in landslide mass and necessary emergency repair to complete work, Frank R. Bowerman landfill; set review to determine continuing need for emergency action for 10/22/02, 9:30 A.M. and every 14 days thereafter - District 3 (*4/5 vote*) (Continued from 9/10/02, Item 61; 9/24/02, Item 64)
7.        Receive sole bid and award contract to Jensen Drilling Company for installation and abandonment of gas monitoring probes at Santiago Canyon Landfill (\$144,470) - District 3

## **JOHN WAYNE AIRPORT**

8.        Approve continuance of emergency and make appropriate findings pursuant to Public Contract Code Section 22050(c)(1) for installation of explosion detection systems; set review to determine continuing need for emergency action for 10/22/02, 9:30 A.M. and every 14 days thereafter - District 2 (*4/5 vote*) (Continued from 8/20/02; Item S29C, 8/27/02, Item S57A; 9/10/02, Item 14; 9/24/02, Item 13)

## **PUBLIC FACILITIES AND RESOURCES DEPARTMENT**

9.        Accept work with AMKO Construction & Development, Inc. for ADA compliance to facilities at Mile Square Regional Park, Fountain Valley; project completed 5/31/02 (\$133,639) - District 2

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10. Approve price agreement N1000004748 with AEF Systems Consulting for review of organizational structure of central accounts payable and receivable functions - All Districts
11. Approve plans and specifications and set bid opening for 11/20/02, 2:00 p.m., for Probation-Juvenile Hall 60 beds expansion, Orange; and adopt resolution making California Environmental Quality Act, National Environmental Policy Act and other findings - District 3  
*RESO: 02-304*
12. Ratify emergency procurement for the containment and abatement of mold and repair of affected areas, Manchester office building; and award contract to Air Management Industries, Inc. (\$325,000) - District 3 *(4/5 vote)*
13. Authorize release of security for street improvements, Parcel Map 98-237, Stephen E. Schapel, North Tustin area - District 3
14. Authorize release of security for landscaping and monumentation, Tract 15426, D. R. Horton Los Angeles Holding Co., Inc., Aliso Viejo - District 5
15. Approve amended agreement D02-015 with Science Applications International Corporation for bacteriological source tracking studies, Dana Point Harbor Baby Beach, extending term to 5/12/04 (\$70,000; new total \$140,000) - District 5
16. Approve consent to assignment from Ford and Horn Concessions to Irvine Park Railroad, Inc., Irvine Park Rentals, Inc. and Irvine Park Concessions, Inc.; and approve amendment 4 to lease for expansion of premises, Irvine Regional Park - District 3
- 51234 **CONTINUED TO 10/22/02, 9:30 A.M.**
17. Approve master rental agreement with Dana Point Marina Company for Harbor Lights Banquet facility, Dana Point Harbor; approve rental fee schedule; authorize Director or designee to execute individual agreements and implement rules and regulations under certain conditions; and authorize consumption of alcohol at facility - District 5
18. **Acting as the Orange County Flood Control District** - Accept work with S. K. Burkhardt, Inc. for construction of improvements, Carbon Creek Channel (\$2,653,067.35) - District 4

## **PUBLIC PROTECTION**

### **Probation:**

19. Receive and file 2001-2002 Juvenile Justice Crime Prevention Act Progress Report - All Districts

### **Probation / Public Facilities Resources Department:**

20. Approve plans and specifications and set bid opening for 11/6/02, 2:00 p.m., for remodeling Youth and Family Resource Center, El Toro Marine Base Building #873 - District 3
21. **Sheriff-Coroner** - Approve purchase of five year extended warranty from Advanced Interactive Systems, Inc. for PRISim Model L1000 firearms training simulator - All Districts

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## GENERAL ADMINISTRATION

22.      **Chair Coad** - Approve Community Social Program Grant funds to The Bowers Museum of Cultural Art; approve budget adjustments; and make appropriate findings, 10/8/02 - 3/31/03 (\$500)

51234      **APPROVED AS RECOMMENDED**  
N

### **County Executive Office:**

23.      Adopt resolution approving property tax transfer with Emerald Bay Service District and Laguna Beach County Water District - District 5 (Continued from 9/10/02, Item 51)

51234      **DELETED**

24.      Adopt Memoranda of Understanding amendments for Annual Leave Plans, 2001-2004 Orange County Employees Association and Service Employees International Union, Chapter 787, Operations and Service Maintenance Unit - All Districts (Continued from 10/1/02, Item 28)

51234      **CONTNUED TO 11/5/02, 9:30 A.M.**

25.      Adopt resolution approving an Early Retirement Incentive Program for two additional years service credit to Supervisory, Administrative and Executive Management job classifications countywide; direct CEO/Human Resources to freeze positions vacated by Early Retirement Incentive Program through FY 2003-04; approve additional incentive severance pay equal to approximately one month's salary for employees participating in Early Retirement Incentive Program; and authorize CEO to develop and implement voluntary severance incentive program for non-retirement eligible employees in Supervisory, Administrative and Executive Management classifications - All Districts (Continued from 9/10/02, Item 54; 10/1/02, Item 26)

51234      **DELETED**

26.      **Supervisor Smith** - Approve waiver of County permit fees for The Living History Alliance and Santa Ana event scheduled for 10/19/02 at Old County Courthouse entitled, " All Around the Old Courthouse"

## ORANGE COUNTY CHILDREN AND FAMILIES COMMISSION

27.      Receive and file the Orange County Children and Families Commission Report

B.O.      **RECEIVED AND FILED**

END OF CONSENT CALENDAR

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## III. DISCUSSION ITEMS (Items 28-S36C)

### HEALTH CARE AGENCY

28. Authorize transfers for Early and Periodic Screening, Diagnosis and Treatment State General funds from State Department of Mental Health to California Mental Health Directors Association for Statewide Administrative Services Organization, FY 2002-03 (\$144,000) and annually commencing FY 2003-04 (\$200,000) - All Districts  
14235 **APPROVED AS RECOMMENDED**

### PUBLIC FACILITIES AND RESOURCES DEPARTMENT

29. Adopt resolutions authorizing the filing of applications for local assistance funds from the Per Capita Grant Program and Roberti/Z' Berg/Harris Program under Safe Neighborhood Parks, Clean Water, Clean Air, and Coastal Protection Bond Act of 2000; approve budget adjustments for park project fund allocations; approve master agreement for Board approve city projects and authorizing Director or designee to execute said agreements upon approval - All Districts (4/5 vote)  
14235 **APPROVED AS RECOMMENDED**  
*RESO: 02-305 - 02-306*
30. Approve amended agreement with GCI Construction Inc. for changes in scope of work related to site improvements at Joplin Youth Center (\$116,588.77; new total \$1,366,091.08) - District 3 (Continued from 10/1/02, Item 38)  
31254 **APPROVED AS RECOMMENDED**

### SOCIAL SERVICES AGENCY

31. Approve agreement WJV0802 with MRA Manage Care Solutions, Inc. for medical review services of CalWORKs clients, 11/1/02 - 6/30/03 (\$117,540); and authorize Agency to extend agreement under certain conditions - All Districts  
41235 **APPROVED AS RECOMMENDED**

### PUBLIC PROTECTION

32. **District Attorney** - Approve grant award agreement with Office of Community Oriented Policing Services of the U.S. Department of Justice to expand and enhance Task Force Aimed at Catching Killers, Rapists and Sexual Offenders Program, ending term 9/30/03 (\$500,000); authorize District Attorney or designee to execute subsequent amendments under certain conditions; and approve related budget adjustments - All Districts (4/5 vote)  
35124 **APPROVED AS RECOMMENDED**
33. **Sheriff-Coroner** - Approve price agreement N1000004782 with ACS State and Local Solutions for information technology and telecommunications services, 10/5/02 - 6/30/11 (\$187,000 per year)  
52134 **APPROVED AS RECOMMENDED**

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## GENERAL ADMINISTRATION

34.      **County Executive Office - Acting as the Board of Supervisors** - Adopt resolution establishing Community Facilities District No. 2002-1 (Ladera Ranch) and authorizing levy of a special tax and calling of an election; authorize County Executive Officer or his designee to execute any amendments or addenda to Joint Community Facilities agreement and any other agreement with Fire Authority as necessary to apply funds of District to finance Facilities; and make California Environmental Quality Act and other findings; **Acting as the Community Facilities District No. 2002-1 (Ladera Ranch)** - Adopt resolution determining the necessity to incur bonded indebtedness (\$75,000,000) and calling of an election - District 5 (Continued from 9/10/02, Item 68; 10/1/02, Item 46)

B.O.      **CONTINUED TO 11/5/02, 9:30 A.M.**

35.      **Supervisor Smith** - Adopt resolutions authorizing the State to reallocate First District Discretionary Proposition 12 Funds to projects submitted by Santa Ana, Westminster, Garden Grove and Santa Ana Unified School District and Midway City, unincorporated area; and appoint Director, Public Facilities and Resources Department or her designee agent to negotiate and execute necessary documents under certain conditions for completion of project(s)

13254      **APPROVED AS RECOMMENDED**

N

*RESO: 02-307 - 02-310*

36.      **Supervisor Wilson and Supervisor Spitzer** - Status Report on development of a sex offender map to be posted on Orange County website (Continued from 8/13/02, Item 40; 8/27/02, Item 56; 9/10/02, Item 66; 9/24/02, Item 76)

51234      **DIRECTED STAFF TO ADVISE CITIES OF MAP AND ENCOURAGE PARTICIPATION, DIRECTED THAT THE MAP BE ACTIVATED FOR PUBLIC USE ON NOVEMBER 1, 2002 WITH NOTIFICATIONS TO USERS OF NON PARTICIPATING CITIES AS PROPOSED BY THE BOARD; FURTHER DIRECTED THAT THIS MATTER BE CONTINUED TO 10/22/02, 9:30 A.M. FOR A STATUS REPORT ON CITY PARTICIPATION.**

- S36A.      **Chair Coad** - Approve letter supporting UCI Medical Center's new hospital project

42135      **APPROVED AS RECOMMENDED**

- S36B.      **County Executive Office** - Presentation on "Orange County's Fragile Financial Resources" - All Districts

B.O.      **PRESENTED**

- S36C.      **Chair Coad - Acting as the Board of Supervisors and Orange County Flood Control District** - Approve memorandum of understanding, two option agreements and form leases with Tiger Woods Foundation, Inc. for development and operation of golf practice facility and recreational and educational learning center on Orange County Flood Control District's property; authorize Director, PFRD to execute leases upon fulfillment of terms of option agreement; and make California Environmental Quality Act and other findings

41235      **APPROVED AS RECOMMENDED**

## IV. PUBLIC HEARINGS (None)

## V. CLOSED SESSION (None)

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## VI. PUBLIC, BOARD & EMAIL COMMENTS & ADJOURNMENT

### PUBLIC COMMENTS:

Lee Chelgren - Oral Re: Operation of the Child Support Services Department

Derrk Leason - Oral Re: JWA growth and restrictions & El Toro annexation

Darrell Nolta - Oral Re: Bicyclists rights on Orange County highways and trails

### BOARD COMMENTS:

None

### ADJOURNED: 12:41 P.M.

34125    Adjourned in memory of Roy Knaft Jr.

\*\*\* KEY \*\*\*

#### *Left Margin Notes*

1. ✓ Supervisor Smith
2. ✓ Supervisor Silva
3. ✓ Supervisor Spitzer
4. ✓ Chair Coad
5. ✓ Supervisor Wilson

#### *Right Margin Notes*

- A. ✓ Abstained  
X. ✓ Excused  
N. ✓ No  
BO ✓ Board Order

- O. ✓ Ordinance  
R. ✓ Resolution

*Above numbers refer to Supervisorial Districts (1st number = Moved by; 2nd number = Seconded by)*

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CYNTHIA P. COAD, CHAIR  
Orange County Board of Supervisors

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DARLENE J. BLOOM  
Orange County Clerk of the Board